

MARY GIDARO INDIVIDUALLY AND ON BEHALF OF ALL OTHERS  
SIMILARLY SITUATED

Index #: 07 CV 10273

## Plaintiff(s)

- against -

Date Filed:

MERRILL LYNCH &amp; CO., INC. ET AL

## Defendant(s)

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK: COUNTY OF NEW YORK ss:

SIEH CLARK BEING DULY SWORN DEPOSES AND SAYS DEPONENT IS NOT A PARTY TO THIS ACTION, OVER THE AGE OF EIGHTEEN YEARS AND RESIDES IN THE STATE OF NEW YORK.

That on November 20, 2007 at 12:30 PM at

222 BROADWAY, 13TH FLOOR  
NEW YORK, NY10038

deponent served the within true copy of the SUMMONS & COMPLAINT, ASSIGNED JUDGE'S RULES, INSTRUCTIONS FOR FILING ECF,GUILDLINES FOR ECF,PROCEEDURES FOR ECF on INVESTMENT COMMITTEE OF THE MERRILL LYNCH SAVINGS AND INVESTMENT PLAN, the defendant/respondent therein named,

**CORPORATION** by delivering thereat a true copy of each to MS. JULISSA MONTERO personally, deponent knew said corporation so served to be the corporation described in said SUMMONS & COMPLAINT, ASSIGNED JUDGE'S RULES, INSTRUCTIONS FOR FILING ECF,GUILDLINES FOR ECF,PROCEEDURES FOR ECF as said defendant/respondent and knew said individual to be the ASST. VICE-PRESIDENT thereof.

Deponent further states that he describes the person actually served as follows:

Sex	Skin Color	Hair Color	Age (Approx.)	Height (Approx.)	Weight (Approx)
_____	TAN	BROWN	33	5'4	130
_____	_____	_____	_____	_____	_____

Authorized to accept service by Legal Department

Sworn to me on: November 20, 2007

Linda Forman  
Notary Public, State of New York  
No. 01FO5031305  
Qualified in New York County  
Commission Expires August 1, 2010

  
Robin M. Forman  
Notary Public, State of New York  
No. 01FO6125415  
Qualified in New York County  
Commission Expires April 18,  
2009

Larry Yee  
Notary Public, State of New York  
No. 01YE5015682  
Qualified in New York County  
Commission Expires July 26, 2009

  
**SIEH CLARK**  
License #: 1187234  
Docket #: 523082

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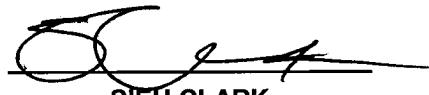
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